

**SUPREME COURT MINUTES
THURSDAY, SEPTEMBER 28, 2000
SAN FRANCISCO, CALIFORNIA**

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

- A073986/S090651 People v. Aaron Lyndale Cooper – November 14, 2000.
- A081989/S089938 People v. Gayle Bishop – November 6, 2000.
- A084117/S090527 People v. Tony Domingo Lee – October 30, 2000.
- A084322/S090586 People v. Arthur Ray Jennings; In re Arthur Ray Jennings on Habeas Corpus – November 6, 2000.
- A084367/S090420 Joseph Naegele, as Co-trustee, etc. v. R.J. Reynolds Tobacco Company – October 30, 2000.
- A085100/S090997 People v. Wing Y. Cheng – November 6, 2000.
- A085366/S090683 Lisa Kaufman v. Richard Riede et al. – October 31, 2000.
- A086076/S090405 People v. Robert Amezcua et al. – November 3, 2000.
- A086189/S090216 Daniel Eysie v. Zacson Corporation – November 5, 2000.
- S086592/S090335 People v. Joseph Raymond Leivas et al. – November 6, 2000.
- A086602/S090438 Testamentary Trust of Saretta B. Hindes et al. v. S.J. Amoroso Construction Company Inc. et al. – October 31, 2000.
- A087293/S090570 Estate of Louis Joseph, Deceased; Kim Barnum-Smith v. James C. Joseph – November 6, 2000.
- A091523/S090790 Bounchan Keola v. Contra Costa County Superior Court; People, RPI – November 15, 2000.

- B118501/S090364 People v. Steve Flowers et al. – November 6, 2000.
- B123823/S090791 People v. Willie R. Mitchell – November 16, 2000.
- B124062/S090623 Patricia Ringgold v. Era Duncan & Associates – November 7, 2000.
- B124064/S090711 Maryland Casualty Company v. Andreini & Company of Southern California – November 12, 2000.
- B124184/S090552 People v. Henry Bracamontes – November 5, 2000.
- B125410/S090779 In re the Marriage of Janet and Donald T. McLaughlin; Janet McLaughlin v. Donald T. McLaughlin – November 16, 2000.
- B126156/S090766 Koala Productions Ltd. v. Melvin Simon – November 13, 2000.
- B126998/S090582 People v. Cynthia Dianne Lafata – November 6, 2000.
- B128113/S090408 People v. Austin Hemsley – October 30, 2000.
- B128359/S090729 People v. Patrick W. Glee – November 12, 2000.
- B128530/S090490 People v. Bobby James Lathely – October 31, 2000.
- B128917/S090626 People v. Wajuba Z. McDuffy et al. – November 7, 2000.
- B129471/S090559 People v. Phillip Jason Villasenor et al. – November 13, 2000.
- B130647/S090694 San Luis Coastal Unified School District v. City of Morro Bay – November 2, 2000.
- B130967/S090710 People v. Naasir A. Talibdeen – November 5, 2000.
- B130985/S090767 Robert Harvey v. United Services Automobile Association – November 13, 2000.

- B131040/S090613 People v. Harley Joe Morrison – November 12, 2000.
- B131494/S090663 People v. Danny Lee Wallace – November 9, 2000.
- B132155/S090599 ECC Construction Inc. v. Charles Ganson et al. – November 7, 2000.
- B132198/S090734 Darren Manibog v. MediaOne of Los Angeles – November 12, 2000.
- B133341/S091101 People v. Patricia Wright – November 16, 2000.
- B133449/S090432 People v. Hosea Byrd – October 31, 2000.
- B134844/S090783 Pilar Abratte v. Workers' Compensation Appeals Board and County of Los Angeles – November 15, 2000.
- B135180/S090814 Metropolitan News Company v. Daily Journal Corporation et al. - November 15, 2000.
- B137144/S090836 People v. Jorge L. Martinez et al. – November 16, 2000.
- B142557/S090652 Triton Energy Corporation v. Los Angeles County Superior Court; American International Specialty Lines Insurance Co., RPI – November 8, 2000.
- C027915/S090459 People v. Lester Paul Elsey – November 1, 2000.
- C028465/S090746 People v. Carl McCee Fountain – November 13, 2000.
- C029144/S090589 People v. Paulette Regina Villa et al. – November 17, 2000.
- C030565/S090641 People v. William Emerson Townsend – November 8, 2000.
- C031092/S090670 People v. Howard Preston Thomas – November 9, 2000.
- C031146/S090530 People v. Jody Lynn Steele – October 31, 2000.
- C031225/S090421 People v. Anthony Bernard Smith – October 31, 2000.

- D031046/S090337 Mycogen Corporation v. Monsanto Company; Mycogen Plant Science, Inc. v. Monsanto Company; Mycogen Plant Science, Inc. v. Monsanto Company – November 8, 2000.
- D031420/S090518 People v. Michael Paul Ramos – November 2, 2000.
- D032696/S090620 Patricia Dolan-King v. Rancho Santa Fe Association – October 31, 2000.
- D034080/S090833 People v. Alan Medina; In re Alan Medina on Habeas Corpus – November 13, 2000.
- D034190/S090983 People v. Robert Campbell – November 16, 2000.
- D035995/S090616 John Dennis L. v. San Diego County Superior Court; People, RPI – November 5, 2000.
- D036102/S090788 People v. San Diego County Superior Court; Kamal Lamar Singletary, RPI – November 9, 2000.
- E023708/S090520 People v. Mario D. Perez; In re Mario D. Perez on Habeas Corpus – November 2, 2000.
- E024169/S090735 People v. Michael Sanchez – November 13, 2000.
- E024506/S090491 People v. Jimmy Arevalo, Jr. et al.; People v. Mario Timothy Ortega – November 6, 2000.
- E024723/S090749 People v. Allen P. et al. – November 14, 2000.
- E025274/S090822 People v. Randy Lee Cain – November 14, 2000.
- E025876/E090491
/S090913 People v. William Michael Endres – November 3, 2000.
- E026018/S090558 People v. Richard T. Channing – November 5, 2000.
- E026066/S090721 People v. Nathan Dean Cummings – November 13, 2000.
- E026763/S090647 Elwood Stevanson Rich v. San Bernardino County Superior Court; People, RPI – November 8, 2000.

- E027511/S090773 In re Damone Anthony Anderson on Habeas Corpus – November 2, 2000.
- E027597/S090757 Elham Franso v. Workers’ Compensation Appeals Board; Thunderbird Country Club, RPI - November 13, 2000.
- G023714/S090666 People v. Bau A. Mooc – November 7, 2000.
- G024143/S090608 People v. Klarke Douglas Terry; Klarke Douglas Terry on Habeas Corpus – November 7, 2000.
- F030467/S090528 People v. Ricardo Silva – October 30, 2000.
- F031059/S090451 People v. Anthony Dale Evans – October 31, 2000.
- H016490/S090674 People v. William Anthony Little et al. – November 14, 2000.
- H017531/S090722 Cole Behr, a Minor, etc. ; Cynthia Behr v. Pacific Gas & Electric Co. – November 5, 2000.
- H018285/S090594 People v. Andres Perez Verdin; In re Andres Perez Verdin on Habeas Corpus – November 6, 2000.
- H018818/S090562 People v. Delfino Perez Verdin – November 5, 2000.
- H019543/S090671 De Anza Santa Cruz Mobile Estates Limited Partnership et al. v. City of Santa Cruz; De Anza Santa Cruz Homeowners Association, RPI – November 9, 2000.
- S011960 People, Respondent
v.
Cynthia Lynn Coffman and James Gregory Marlow, Appellants
On application of appellant Cynthia Lynn Coffman and good cause appearing, it is ordered that the time to serve and file appellant’s reply brief is extended to and including October 25, 2000.
No further extensions of time will be granted absent a showing of substantial progress on the brief.

S015381 People, Respondent

v.

Tracey Lavell Carter, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including November 21, 2000.

No further extensions of time will be granted.

S018571 People, Respondent

v.

Paul Madison Brown, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 28, 2000.

No further extensions of time will be granted.

S027264 People, Respondent

v.

Jack Wayne Friend, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including December 4, 2000.

S029384 People, Respondent

v.

Dannie Ray Hillhouse, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including December 4, 2000.

S033149 People, Respondent

v.

Latwon Weaver, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including November 27, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time are contemplated.

S037006 People, Respondent

v.

Michael James Huggins, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including December 1, 2000.

S040527 People, Respondent

v.

Timothy Depriest, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 27, 2000.

S040575 People, Respondent

v.

Delaney Geral Marks, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 23, 2000.

S042323 People, Respondent

v.

Shaun Kareem Burney, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including December 4, 2000.

S076118 In re Carlos Jaime Avena

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including November 28, 2000.

S080669 In re Darnell Lucky

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal

response to the petition for writ of habeas corpus is extended to and including November 28, 2000.

S085899 Clarence Albertson, Petitioner

v.

Ventura County Superior Court, Respondent

People, Real Party in Interest

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including October 26, 2000.

S089115 Elgin Haynie, Petitioner

v.

Los Angeles County Superior Court, Respondent

County of Los Angeles, Real Party in Interest

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file real party in interest's opening brief is extended to and including October 24, 2000.

S089463 In re Dennis Harold Lawley

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including November 27, 2000.

S077396 East Bay Asian Local Development et al., Respondents

v.

State of California, Appellant

The request of counsel for appellant in the above-referenced cause to allow two counsel to argue on behalf of appellant at oral argument is hereby granted.

S077396 East Bay Asian Local Development et al., Respondents

v.

State of California, Appellant

The request of appellant to allocate to amicus curiae National & Regional Religious & Interfaith Organizations 10 minutes of appellant's 30-minute allotted time for oral argument is granted.

- S011960 People, Respondent
 v.
 Cynthia Lynn Coffman and James Gregory Marlow, Appellants
 Appellant James Gregory Marlow's application for leave to file
 appellant's reply brief in excess of 140 pages is granted.
- S089554 People, Respondent
 v.
 Jose M. Alvarez, Appellant
 Upon request of appellant for appointment of counsel, Carl
 Fabian is hereby appointed to represent appellant on his appeal now
 pending in this court.
 Appellant's brief on the merits shall be served and filed on or
 before thirty (30) days from the date respondent's opening brief on
 the merits is filed.
- S089671 People, Respondent
 v.
 Raymond Mendoza, Appellant
 Upon request of appellant for appointment of counsel, Michael
 McPartland is hereby appointed to represent appellant on his appeal
 now pending in this court.
- S087893 People, Respondent
 v.
 Ejaan Dupree McCoy et al., Appellants
 Upon request of appellant Derrick Lakey for appointment of
 counsel, David M. Morse is hereby appointed to represent appellant
 on his appeal now pending in this court.
 Appellant's brief on the merits shall be served and filed on or
 before thirty (30) days from the date respondent's opening brief on
 the merits is filed.
- 3rd Dist.
C036169 Foster Farms
 v.
 Workers' Compensation Appeals Board et al.
 The above entitled matter, now pending in the Court of Appeal,
 Third Appellate District, is transferred to Court of Appeal, Fifth
 Appellate District.

CA Transfer Orders

The following matters, now pending in the Court of Appeal,
Fourth Appellate District, are transferred from Division Three to
Division One:

G024581	People v. Montoya
G025211	People v. Eagleston
G025411	People v. Cortes
G025117	People v. Morales
G025067	People v. Yochem
G025668	People v. Munoz
G024408	People v. Allen
G025399	People v. Guzman
G024639	People v. Garcia
G024353	People v. Castellanos
G024830	People v. Molina
G024462	People v. Lopez
G024645	People v. Lopez
G025417	People v. Mangum
G025176	People v. Ruelas
G024912	People v. Behrens
G024742	People v. Hernandez
G025127	People v. Guzman-Arellano
G024301	People v. Sarpy
G024648	People v. Chruch-Spector

CA Transfer Orders

The following matters, now pending in the Court of Appeal,
Fourth Appellate District, are transferred from Division Three to
Division One:

G024166	People v. Acosta
G024753	People v. Lara
G024970	People v. Yopez
G025140	People v. Passons
G025264	People v. Jackett
G024793	People v. Aguilar
G024799	People v. Gonzales
G025108	People v. Muro
G024164	People v. Martinez
G024886	People v. Gity

Bar In the Matter of the Application of the Committee of Bar Examiners
Misc. of the State of California for Admission of Attorneys
4186 The written motion of the Committee of Bar Examiners that the

following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER)

S080623 In the Matter of the Suspension of Attorneys
Pursuant to Rule 962 California Rules of Court

Having been provided proof of compliance pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the suspension of **Eric Walter Jorgensen, Bar No. 46845**, pursuant to our order filed on August 15, 2000, and effective September 18, 200, is hereby terminated.

This order is final forthwith.

S090057 In the Matter of the Suspension of Attorneys
Pursuant to Rule 962, California Rules of Court

John Carlos Montano, Jr., #166382, was listed by the State Department of Social Services as being in arrears in payment of support obligations. He later obtained the necessary release from the appropriate District Attorney. He has subsequently been identified by the Department of Social Services as again being delinquent. Pursuant to Rule 962(a) of the California Rules of Court, IT IS HEREBY ORDERED that **John Carlos Montano, Jr., #166382**, be suspended from membership in the State Bar of California and from the rights and privileges of an attorney to act from and after October 27, 2000.

IT IS FURTHER ORDERED that upon receipt by the State Bar of California of a release issued by the appropriate District Attorney pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the State Bar shall certify the fact of the receipt of such release to the Clerk of the Supreme Court and the suspension shall be terminated by order of this Court and he shall be fully restored to membership in the State Bar of California, and to all rights and privileges, duties and responsibilities incident thereto;

IT IS FURTHER ORDERED that until restored as above

provided, he shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state, and from holding himself out to the public as an attorney or counsel at law.

S090057 In the Matter of the Suspension of Attorneys
Pursuant to Rule 962 California Rules of Court

Having been provided proof of compliance pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the suspension of **Charles Edward Taylor, State Bar No. 123809**, pursuant to our order filed on July 21, 2000, and effective August 24, 2000, is hereby terminated.

This order is final forthwith.

S090155 In re **Jacqueline Sue Parkinson** on Discipline

It is hereby ordered that **Jacqueline Sue Parkinson, State Bar No. 149203**, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S091674 In the Matter of the Resignation of **Haskell Jerome Shapiro**
A Member of the State Bar of California

The voluntary resignation of **Haskell Jerome Shapiro, State Bar No. 24904**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S091693 In the Matter of the Resignation of **Kent Klokow**
A Member of the State Bar of California

The voluntary resignation of **Kent Klokow, State Bar No. 71519** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding

pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S091696 In the Matter of the Resignation of **Daniel N. Hoffman**
A Member of the State Bar of California

The voluntary resignation of **Daniel N. Hoffman, State Bar No. 31949**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)